



Entered on Docket
June 29, 2007

Hon. Linda B. Riegle
United States Bankruptcy Judge

STUTMAN, TREISTER & GLATT, P.C.
FRANK A. MEROLA
(CA State Bar No. 136934)
EVE H. KARASIK
(CA State Bar No. 155356)
CHRISTINE M. PAJAK
(CA State Bar No. 217173), Members of
1901 Avenue of the Stars, 12th Floor
Los Angeles, CA 90067
Telephone: (310) 228-5600
E-mail: fmerola@stutman.com
ekarasik@stutman.com
cpajak@stutman.com

SHEA & CARLYON, LTD.
JAMES PATRICK SHEA
(Nevada State Bar No. 000405)
CANDACE C. CARLYON, ESQ.
(Nevada State Bar No. 002666)
SHLOMO S. SHERMAN, ESQ.
(Nevada State Bar No. 009688)
701 Bridger, Suite 850
Las Vegas, Nevada 89101
Telephone: (702) 471-7432
E-mail: jshea@sheacarlyon.com
ccarlyon@sheacarlyon.com
ssherman@sheacarlyon.com

*Counsel for the Official Committee of Equity Security Holders of
USA Capital First Trust Deed Fund, LLC*

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:	) BK-S-06-10725-LBR
USA COMMERCIAL MORTGAGE COMPANY	) Chapter 11
Debtor.)
In re:	) BK-S-06-10726-LBR
USA CAPITAL REALTY ADVISORS, LLC,	) Chapter 11
Debtor.)
In re:	) BK-S-06-10727-LBR
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,	) Chapter 11
Debtor.)
In re:	) BK-S-06-10728-LBR
USA CAPITAL FIRST TRUST DEED FUND, LLC,	) Chapter 11
Debtor.)
In re:	) BK-S-06-10729-LBR
USA SECURITIES, LLC,	) Chapter 11
Debtor.)

**ORDER APPROVING FINAL FEE APPLICATION OF STUTMAN, TREISTER &
GLATT, P.C.**

1 Affects)

2 ☐ All Debtors)

3 ☐ USA Commercial Mortgage Co.)

4 ☐ USA Securities, LLC)

5 ☐ USA Capital Realty Advisors, LLC) Date: June 22, 2007

6 ☐ USA Capital Diversified Trust Deed) Time: 9:00 a.m.

7 ☒ USA First Trust Deed Fund, LLC)

8 **ORDER APPROVING FINAL APPLICATION OF STUTMAN, TREISTER & GLATT**
 9 **P.C., AS COUNSEL FOR THE OFFICIAL COMMITTEE OF EQUITY SECURITY**
 10 **HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC, FOR**
 11 **ALLOWANCE AND PAYMENT OF FEES AND EXPENSES FOR THE PERIOD**
 12 **FROM MAY 10, 2006 THROUGH MARCH 12, 2007 (AFFECTS USA CAPITAL**
 13 **FIRST TRUST DEED FUND, LLC)**

14 The Court having considered the "Final Application of Stutman, Treister & Glatt, P.C.,
 15 As Counsel For The Official Committee Of Equity Security Holders Of USA Capital First
 16 Trust Deed Fund, LLC, For Allowance And Payment Of Fees And Expenses For the Period
 17 From May 10, 2006 Through March 12, 2007" (the "Application") and the supplement thereto
 18 (the "Supplement") filed by Stutman, Treister & Glatt, P.C. (the "Applicant" or "ST&G");
 19 having reviewed the pleadings, papers and records on file in this matter; having considered the
 20 arguments of counsel, finds that:

21 (i) it has jurisdiction over the matters raised in the Application pursuant to
 22 28 U.S.C. §§ 157 and 1334;

23 (ii) this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2);

24 (iii) notice of the Application was appropriate under the circumstances;

25 (iv) all objections to the Application have been considered and either
 26 overruled or otherwise resolved; and

27 (v) upon the record herein after due deliberation thereon, it appearing that
 28 good and sufficient cause exists for the granting of the relief as set forth herein,

IT IS HEREBY ORDERED that:

1. The Application, as modified by the Supplement, is granted.

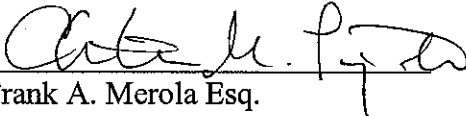
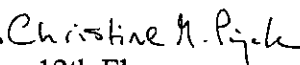
2. ST&G is hereby allowed \$2,116,339.35 as final compensation for services rendered for the period May 10, 2006 through March 12, 2007 (the "Full Fee Period").

3. ST&G is hereby allowed final reimbursement of costs in the sum of \$92,573.35 for the Full Fee Period.

4. USA Capital First Trust Deed Fund, LLC is hereby authorized and directed to pay forthwith to ST&G the unpaid balance of ST&G's allowed fees and expenses for the Full Fee Period.

SUBMITTED BY:

STUTMAN, TREISTER & GLATT, P.C.


Frank A. Merola Esq.
Eve H. Karasik, Esq.
~~Andrew M. Parlen, Esq.~~ 
1901 Avenue of the Stars, 12th Floor
Los Angeles, CA 90067

Counsel for the Official Committee of Equity
Security Holders of USA Capital First Trust
Deed Fund, LLC

APPROVED/DISAPPROVED:

OFFICE OF THE U.S. TRUSTEE

August B. Landis, Esq.
600 Las Vegas Blvd. So., #430
Las Vegas, NV 89101

Counsel for the United States Trustee

2. ST&G is hereby allowed \$2,116,339.35 as final compensation for services rendered for the period May 10, 2006 through March 12, 2007 (the "Full Fee Period").

3. ST&G is hereby allowed final reimbursement of costs in the sum of \$92,573.35 for the Full Fee Period.

4. USA Capital First Trust Deed Fund, LLC is hereby authorized and directed to pay forthwith to ST&G the unpaid balance of ST&G's allowed fees and expenses for the Full Fee Period.

SUBMITTED BY:

STUTMAN, TREISTER & GLATT, P.C.

Frank A. Merola Esq.
Eve H. Karasik, Esq.
Andrew M. Parlen, Esq.
1901 Avenue of the Stars, 12th Floor
Los Angeles, CA 90067

Counsel for the Official Committee of Equity
Security Holders of USA Capital First Trust
Deed Fund, LLC

APPROVED/DISAPPROVED:

OFFICE OF THE U.S. TRUSTEE


August B. Randis, Esq.

300 Las Vegas Blvd. So., #4300
Las Vegas, NV 89101

Counsel for the United States Trustee

RULE 9021 DECLARATION

In accordance with Local Rule 9021, the undersigned certifies:

☒ The Court waived the requirements of LR 9021, except with respect to the Office of the United States Trustee.

☐ I have delivered a copy of proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and each has:

☐ approved the form of this order; or

☐ waived the right to review this order; and/or

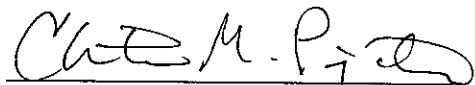
☐ failed to file and serve papers in accordance with LR 9021(c).

☐ I have delivered a copy of this proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and all have either approved the form of this order, waived the right to review the order, failed to file and serve papers in accordance with LR 9021(c) and the following have disapproved the order:

☐ No opposition was filed to the motion and no other party or counsel appeared at the hearing.

DATED this 27th day of June, 2007.

STUTMAN, TREISTER & GLATT, P.C.



CHRISTINE M. PAJAK, ESQ.

1901 Avenue of the Stars, 12th Floor
Los Angeles, CA 90067

###